SANJIV

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 410 OF 2006

IN

CRIMINAL WRIT PETITION NO. 1340 OF 2006

R. J. Singh ....Applicant

Vs.

The State of Maharashtra & Anr. ....Respondents

Shri A. G. Damle, Advocate for applicant.

Ms. M. M. Deshmukh, APP for the State.

CORAM : SMT. RANJANA DESAI, J.

DATE : 10TH NOVEMBER, 2006.

P. C.:-

1. By order dated 19th July, 2006, this Court had directed the petitioner to pay the entire amount of arrears of Rs.6,61,000/- within a period of three months from the date of order. The undertaking to that effect was to be filed in this Court within one week. The petitioner was to state in the undertaking that if he does not make the

payment, he will keep the restaurant closed with immediate effect till he makes the payment. Accordingly, the petitioner has filed the necessary undertaking.

2. According to the petitioner on account of financial difficulty, the petitioner could not make the payment of arrears as undertaken by him. In these circumstances, the petitioner has filed the instant application, praying inter-alia that he may be granted time to pay the amount of arrears.

3. On 18th October, 2006 this court had directed the petitioner to pay a sum of Rs. 3,30,000/- within a period of three days. I am informed that, accordingly the petitioner has paid the sum of Rs.3,30,000/- to the respondent. Thus the balance amount is yet to be paid. Shri Damale, learned counsel for the petitioner has submitted that the time up to 31/12/2006 may be granted to the petitioner, to pay the balance amount as the petitioner is facing serious financial difficulties.

4. The learned APP, Ms. M. M. Deshmukh, strenuously opposed this request. Since Rs. 3,30,000/- has been paid by the petitioner within a period of three days as directed by this Court, in my view, time needs to be extended till 31/12/2006 as a last

chance. Hence time to pay the arrears is extended till 31/12/2006 as a last chance. However, it is made clear that, no further time will be granted.

5. Application is disposed of.

(SMT. RANJANA DESAI, J)